

1975

c 77 The Education Amendment Act, 1975

Ontario

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CHAPTER 77

An Act to amend The Education Act, 1974

Assented to July 18th, 1975

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Clause *q* of subsection 1 of section 8 of *The Education Act, 1974*, s. 8 (1) (*q*),
being chapter 109, is amended by inserting after "scholarships"
in the second line "bursaries". amended

- 2.—(1) Section 206 of the said Act is amended by adding thereto s. 206,
the following subsection: amended

(8a) In determining the proportion of the amounts to be Payments in
raised by each municipality, the arbitrators and the Ontario taxes not
Municipal Board shall not take into account, to be
taken
into
account

(a) payments receivable by a municipality,

(i) from Canada, except payments under section
637 of *The Municipal Act*, or

R.S.O. 1970,
c. 284

(ii) from Ontario, except payments under section
6 of *The Housing Development Act*,

R.S.O. 1970,
c. 213

in lieu of taxes in respect of real property in the
municipality;

(b) the valuation of any property referred to in
clause *a*;

(c) the valuation of properties of a commission as
defined in section 35 of *The Assessment Act*,
assessed in the municipality under such section;
and R.S.O. 1970,
c. 32

(d) payments receivable by the municipality under
section 35 of *The Assessment Act*.

s. 206 (11),
re-enacted

- (2) Subsection 11 of the said section 206 is repealed and the following substituted therefor:

Levy not
withstanding
appeal

(11) An application for an arbitration or the referral of an objection to the Ontario Municipal Board under this section does not relieve the council of a municipality of its duty to levy and collect the amounts required by the board as apportioned to the municipality.

Adjustment
where
apportion-
ment
altered by
O.M.B.

(12) Where in respect of any year a municipality in a school division has, under section 208, levied the amounts that were requisitioned by the divisional board and such amounts are altered pursuant to a decision of the arbitrators or to an order of the Ontario Municipal Board, the provisions of subsections 2 and 3 of section 212 shall apply in respect of an overpayment or an underpayment resulting from such alteration.

Application
of s. 2

- 3.—(1) Section 2 applies to objections to decisions of arbitrators referred to the Ontario Municipal Board in respect of apportionments for the year 1975 and subsequent years.

Determina-
tions in
1975
inconsistent
with
s. 206 (8a)
1974. c. 109

- (2) Where the proportion of the amounts to be raised by municipalities for the year 1975 was determined by the arbitrators in a manner inconsistent with subsection 8a of section 206 of *The Education Act, 1974*, such determination is void and the chief executive officer of the divisional board of education concerned shall, within thirty days after the coming into force of this Act, call a meeting as provided and for the purpose set out in subsection 6 of section 206 of *The Education Act, 1974*, and the provisions of that section apply to the determination made as a result of such meeting.

Commence-
ment

4. This Act comes into force on the day it receives Royal Assent.

Short title

5. This Act may be cited as *The Education Amendment Act, 1975*.